Jc928 U.S. PTO
08/10/01

Please type a plus sign (+) inside this box → [+]

PTO/SB/05 (03-01)
Approved for use through 10/31/2002. OMB 0651-0032
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No.	1120-004
First Inventor	Strenk
Title	EYEWEAR ASSEMBLY INCLUDING AUXILIARY EYEGLASSES
Express Mail Label No.	EL800112542US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17) *(Submit an original and a duplicate for fee processing)*
2. ☒ Applicant claims small entity status. See 37 CFR 1.27.
3. ☒ Specification [*Total Pages* 20]
 (preferred arrangement set forth below)
 - Descriptive title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings *(if filed)*
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (*35 U.S.C.113*) [*Total Sheets* 5]
5. Oath or Declaration [*Total Pages* 1]
 a. ☒ Newly executed (original or copy)
 b. ☐ Copy from a prior application (37 CFR 1.63 (d))
 (for a continuation/divisional with Box 18 completed)
 i. ☐ DELETION OF INVENTOR(S)
 Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program *(Appendix)*
8. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all necessary)*
 a. ☐ Computer Readable Form (CRF)
 b. Specification Sequence Listing on:
 i. ☐ CD-ROM or CD-R (2 copies); or
 ii. ☐ paper
 c. ☐ Statements verifying identity of above copies

ADDRESS TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

1c857 U.S. PTO
09/927176
08/10/01

ACCOMPANYING APPLICATIONS PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R.§3.73(b) Statement *(when there is an assignee)* ☒ Power of Attorney
11. ☐ English Translation Document *(if applicable)*
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. ☒ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, *check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:*

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: ____ /

Prior application information: *Examiner* ____ *Group / Art Unit:*

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☐ *Customer Number or Bar Code Label* *(Insert Customer No. or Attach bar code label here)* *or* ☒ *Correspondence address below*

Name	Sullivan Law Group				
Address	5060 North 40th Street				
	Suite 120				
City	Phoenix	*State*	AZ	*Zip Code*	85018-2140
Country	U.S.A.	*Telephone*	602 956 6161	*Fax*	602 956 6262

Name (Print/Type)	David S. Taylor	*Registration No. (Attorney/Agent)*	39,045
Signature		*Date*	August 10, 2001

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08/10/01 jc928 U.S. PTO

PTO/SB/17 (11-00)
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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT ($) 395

Complete if Known	
Application Number	Not Yet Assigned
Filing Date	August 10, 2001
First Named Inventor	Scott STRENK
Examiner Name	Not Yet Assigned
Group / Art Unit	Not Yet Assigned
Attorney Docket No.	1120-004

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number: 501324

Deposit Account Name: Sullivan Law Group

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	355
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filling fee	

SUBTOTAL (1) ($) 355

2. EXTRA CLAIM FEES

			Extra Claims		Fee from below		Fee Paid
Total Claims	18	-20 =	0	X	9	=	0
Independent Claims	2	-3 =	0	X	30	=	0
Multiple Dependent	0			X	136	=	0

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) ($) 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee ($)	Small Entity Fee Code	Small Entity Fee ($)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive – unavoidable	
141	1,240	241	620	Petition to revive – unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	130	123	130	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
				Other fee (specify)	

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) ($) 40

SUBMITTED BY				Complete *(if applicable)*	
Name (Print/Type)	David S. Taylor	*Registration No. Attorney/Agent)*	39,045	*Telephone*	(202) 661 6114
Signature				*Date*	August 10, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Sullivan Law Group

A Professional Corporation

Patents, Trademarks, Copyrights,
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August 10, 2001

Via Express Mail

BOX PATENT APPLICATION
Assistant Commissioner
for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

Re: Filing New Utility Patent Application Entitled "EYEWEAR ASSEMBLY INCLUDING AUXILIARY EYEGLASSES"
Our Ref.: 1120-004

Dear Sir:

We hereby submit the following documents in connection with the filing of this new utility patent application entitled, "EYEWEAR ASSEMBLY INCLUDING AUXILIARY EYEGLASSES," inventor Scott K. STRENK, an individual residing at 4541 W. Joshua Blvd., Chandler, AZ 85226:

1. Application for Patent Cover Sheet (1 sheet);

2. Specification and Claims (19 pages) including 2 independent claims and 18 claims total;

3. Abstract of the Disclosure (1 page);

4. Formal Drawings (Figures 1, 2, 3A, 3B, 4, and 5 on 5 Sheets);

5. Declaration (1 page);

6. Request for Non-Publication (1 page);

7. Information Disclosure Statement (2 pages);

8. Form PTO-1449 (1 page) and cited documents;

9. Assignment and Recordation Cover Sheet (3 pages);

10. Fee Transmittal (1 page, 2 copies); and

11. Postcard for receipt acknowledgment.

Please charge the $395 filing fee and $40 Assignment Recordation fee to our Deposit Account No. 501324. If there are any other fees due in connection with the filing of this application or otherwise relating to this application, please charge the fees to our Deposit Account No. 501324.

Please accord this application a serial number and the filing date of **August 10, 2001**.

Please give us a call if you have any questions or wish to discuss this matter.

Sincerely,

Stephen T. Sullivan
David S. Taylor

STS/DST/lam
Enclosures

Express Mail Label No. EL800112542US
Date of Deposit August 10, 2001
I hereby certify that the attached application and other documents listed above are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R.§ 1.10 on the date indicated above and is addressed, BOX PATENT APPLICATION, Assistant Commissioner for Patents, U.S. Patent and Trademark Office, Washington, D.C. 20231.

PTO/SB/35 (11-00)
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U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE
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NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	Strenk
	Title	EYEWEAR ASSEMBLY INCLUDING AUXILIARY EYEGLASSES
	Atty Docket Number	1120-004

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

August 10, 2001
Date

Signature

David S. Taylor (39,045)
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing.**

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.